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**HOUSE BILL NO. 139**

Offered January 13, 2010

Prefiled January 5, 2010

*A BILL to amend and reenact § 53.1-48 of the Code of Virginia, relating to exceptions as to purchases from state correctional facilities.*

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Patron—Pollard

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Referred to Committee on Militia, Police and Public Safety

**Be it enacted by the General Assembly of Virginia:****1. That § 53.1-48 of the Code of Virginia is amended and reenacted as follows:**

§ 53.1-48. Exceptions as to purchases.

The Director of the Division of Purchases and Supply may exempt a department, institution or agency of the Commonwealth from the provisions of § 53.1-47 in any case where, in the opinion of the Director, the article so produced or manufactured does not meet the reasonable requirements of such department, institution or agency, *including if the cost of purchase and installation is more than 10 percent over the cost of the article and the article is commonly commercially available*, or the requisition made cannot be complied with on account of an insufficient supply of the articles or supplies required, or otherwise. In any case where the Director of Purchases and Supply grants an exemption from the provisions of § 53.1-47, he shall submit a written justification for the exemption to the Director of the Department of Corrections.

INTRODUCED

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